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ATTORNEY DOCKET NO. 30021072-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Declan Reilly

Serial No.: 10/770,488

Examiner: THOMAS, BRANDI N

Filing Date: February 4, 2004

Group Art Unit: 2873

Title: Optical Beam Splitter Apparatus

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, May 13, 2009 , rejecting the following claims 1-21.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$510.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

<input type="checkbox"/>	one month	\$ 120.00
<input type="checkbox"/>	two months	\$ 460.00
<input type="checkbox"/>	three months	\$1050.00
<input type="checkbox"/>	four months	\$1640.00

The extension fee has already been filled in this application.

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 503718 the sum of \$510.00 . At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 503718 pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,
Declan Reilly

By /John R. Pessetto/

John R. Pessetto, Esq.
Attorney/Agent for Applicant(s)

Reg. No. 48,369

Date: June 30, 2009

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